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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/439,429 11/15/99 POWER

C 3045.00004

EXAMINER

HM12/0409

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EPPS, J

ART UNIT

PAPER NUMBER

1635

DATE MAILED:

04/09/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

**DETAILED ACTION**

***Response to Amendment***

1. The reply filed on 2-01-01 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicants have not addressed the rejection of claims 3-4, 7-10 and 13-16 under 35 U.S.C. 112, first paragraph, set forth in the prior Official Action. In the amendment filed 8-15-2000 Applicants stated that they have attached a paper by Applicants that disclosed that the *in vivo* use of the method as set forth in the present application does perform as indicated in the *in vitro* studies. However, there was no paper by Applicants attached to Applicant's response filed 8-15-00. Furthermore, Applicants have not addressed this issue nor the Examiner's arguments regarding the instant rejection in the present amendment.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Application/Control Number: 09/439,429

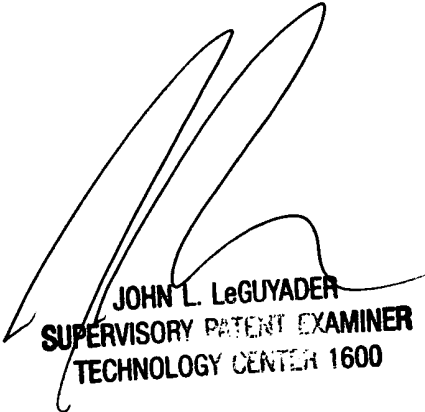
Art Unit: 1635

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Janet L Epps whose telephone number is 703-308-8883. The examiner can normally be reached on Mondays through Friday, 9:00AM to 6:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John LeGuyader can be reached on (703)-308-0447. The fax phone numbers for the organization where this application or proceeding is assigned are 703-305-3014 for regular communications and 703-305-7939 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0196.

jle  
April 4, 2001



JOHN L. LeGUYADER  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 1600